

JOURNAL OF THE SENATE [April 13, 1965]

STATE OF WISCONSIN

# Senate Journal

Seventy-Seventh Session

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TUESDAY, April 13, 1965.

10:00 o'clock A.M.

The senate met.

The president in the chair.

Prayer was offered by the Reverend Joseph Washington.

The senate remained standing and recited the Pledge of Allegiance to the Flag of the United States.

The roll was called and the following senators answered to their names:

Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendzior-ski, Keppler, Knowles, LaFave, Leverich, Lorge, Lourigan, McParland, Meunier, Miller, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson, Warren and Zaborski—31.

Absent—Senator Krueger—1.

Absent with leave—Senator Leonard—1.

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## INTRODUCTION OF AMENDMENTS

Amendment No. 1, S. to Senate Bill 221 was offered by Senator Hollander.

# JOURNAL OF THE SENATE [April 13, 1965]

## COMMITTEE REPORTS

The committee on Legislative Procedure reports and recommends:

**Senate Bill —**

Relating to granting the department of administration the power to regulate parking on the grounds of any state office building.

Introduction; Ayes, 13; Noes, 0.

**Senate Bill —**

Relating to the sale and use of fireworks.

Introduction; Ayes, 13; Noes, 0.

**Senate Bill —**

Relating to the height of buildings, structures and natural growth in the vicinity of airport sites and approaches.

Introduction; Ayes, 13; Noes, 0.

**Senate Bill —**

Relating to the licensing of airports, granting rule-making authority and making an appropriation.

Introduction; Ayes, 13; Noes, 0.

**Senate Bill —**

Relating to a warning label to prevent entrapment in refrigerators, and providing a penalty.

Introduction; Ayes, 13; Noes, 0.

FRANK E. PANZER,  
Chairman.

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## BILLS INTRODUCED

**Senate Bill 393**

Relating to granting the department of administration the power to regulate parking on the grounds of any state office building.

By committee on Legislative Procedure.

Read first time.

To committee on Governmental and Veterans' Affairs.

**Senate Bill 394**

Relating to the sale and use of fireworks.

By committee on Legislative Procedure.

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Read first time.

To committee on Governmental and Veterans' Affairs.

### Senate Bill 395

Relating to the height of buildings, structures and natural growth in the vicinity of airport sites and approaches.

By committee on Legislative Procedure.

Read first time.

To committee on Governmental and Veterans' Affairs.

### Senate Bill 396

Relating to the licensing of airports, granting rule-making authority and making an appropriation.

By committee on Legislative Procedure.

Read first time.

To committee on Governmental and Veterans' Affairs.

### Senate Bill 397

Relating to a warning label to prevent entrapment in refrigerators, and providing a penalty.

By committee on Legislative Procedure, by request of Fire Chief of West Milwaukee.

Read first time.

To committee on Governmental and Veterans' Affairs.

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## COMMITTEE REPORTS

The committee on Education reports and recommends:

### Senate Bill 44

Adoption of substitute amendment 1, S.; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

### Senate Bill 165

Adoption of amendment 1, S.; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

### Senate Bill 229

Passage; Ayes, 5; Noes, 0.

### Senate Bill 243

Passage; Ayes, 5; Noes, 0.

### Senate Bill 275

Passage; Ayes, 5; Noes, 0.

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## **Senate Bill 276**

Passage; Ayes, 5; Noes, 0.

## **Senate Bill 277**

Passage; Ayes, 5; Noes, 0.

**PETER P. CARR,**  
Chairman.

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## **SPECIAL COMMITTEE REPORTS**

### **Senate Bill 211**

Was received from the joint Survey committee on Tax Exemptions, with unfavorable recommendation.

To committee on Labor, Taxation, Insurance and Banking.

### **Senate Bill 216**

Was received from the joint Survey committee on Tax Exemption, with report that no Public Policy relating to Tax Exemptions is involved.

To committee on Labor, Taxation, Insurance and Banking.

### **Senate Bill 252**

Was received from the joint Survey committee on Tax Exemptions, with favorable recommendation.

To committee on Labor, Taxation, Insurance and Banking.

### **Senate Bill 259**

Was received from the joint Survey committee on Tax Exemptions, without recommendation.

To committee on Governmental and Veterans' Affairs.

### **Senate Bill 308**

Was received from the joint Survey committee on Tax Exemptions, with unfavorable recommendation.

To committee on Labor, Taxation, Insurance and Banking.

### **Senate Joint Resolution 19**

Was received from the joint Survey committee on Tax Exemptions, with unfavorable recommendation.

To committee on Labor, Taxation, Insurance and Banking.

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Upon motion of Senator LaFave, with unanimous consent, the senate returned to the 5th order of business.

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### BILLS INTRODUCED

#### Senate Bill 398

Relating to the creation of Thunder Mountain state park.  
By Senator LaFave; co-sponsored by Assemblyman Haase.

Read first time.

To committee on Conservation.

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### EXECUTIVE COMMUNICATIONS

The state of Wisconsin  
Executive Office  
Madison 53702

To the Honorable, the Senate:

Pursuant to the provisions of the statutes governing, and by and with the advice and consent of the Senate, I hereby nominate and appoint Robert W. Schroeder, of Milwaukee, a member of the Board of Veterans Affairs, to succeed Morton L. Gazerwitz, for the term ending March 1, 1971.

Respectfully submitted,

WARREN P. KNOWLES,

April 9, 1965.

Governor.

The foregoing appointment by the Governor was referred to the committee on Governmental and Veterans' Affairs.

To the Honorable, the Senate:

Pursuant to the provisions of the statutes governing, and by and with the advice and consent of the Senate, I hereby nominate and appoint Major General Ralph J. Olson, of Madison, a member of the Board of Veterans Affairs, to succeed himself, for the term ending March 1, 1969.

Respectfully submitted,

WARREN P. KNOWLES,

April 9, 1965.

Governor.

# **JOURNAL OF THE SENATE [April 13, 1965]**

The foregoing appointment by the Governor was referred to the committee on Governmental and Veterans' Affairs.

To the Honorable, the Senate:

Pursuant to the provisions of the statutes governing, and by and with the advice and consent of the Senate, I hereby nominate and appoint Walter A. Rose, of Nekoosa, a member of the Board of Veterans Affairs, to succeed Dr. Royal J. Mashek, for the term ending March 1, 1971.

Respectfully submitted,

**WARREN P. KNOWLES,**

April 9, 1965.

Governor.

The foregoing appointment by the Governor was referred to the committee on Governmental and Veterans' Affairs.

To the Honorable, the Senate:

Pursuant to the provisions of the statutes governing, and by and with the advice and consent of the Senate, I hereby nominate and appoint Dr. Vernon Olson, O.D., of Eau Claire, a member of the Board of Veterans Affairs, to succeed Bertell MacDonald, for the term ending March 1, 1969.

Respectfully submitted,

**WARREN P. KNOWLES,**

April 9, 1965.

Governor.

The foregoing appointment by the Governor was referred to the committee on Governmental and Veterans' Affairs.

To the Honorable, the Senate:

The following bill, originating in the Senate, has been approved, signed and deposited in the office of the Secretary of State.

Senate Bill	Chapter No.	Date Approved
217 -----	15 -----	April 9, 1965

Respectfully submitted,

**WARREN P. KNOWLES,**

April 9, 1965.

Governor.

## JOURNAL OF THE SENATE [April 13, 1965]

The president introduced to the senate Mr. Donald N. McDowell, Director of the Department of Agriculture and invited him to come to the rostrum to make an important announcement.

From the rostrum Mr. McDowell introduced to the senate the current Alice-in-Dairyland, Miss Beth Bartosh, who also appeared at the rostrum and spoke briefly relating to her part in the Department of Agriculture promotional program on Wisconsin Dairy Products.

The senate stood in warm applause in response to her brief talk.

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### MESSAGE FROM THE ASSEMBLY

By James P. Buckley chief clerk thereof.

Mr. President:

I am directed to inform you that the assembly has adopted and asks concurrence in

**Assembly Joint Resolution 70,**

Passed and asks Concurrence in

**Assembly Bill 165,**

**Assembly Bill 234,**

**Assembly Bill 256,**

**Assembly Bill 287,**

**Assembly Bill 319,**

**Assembly Bill 321,**

**Assembly Bill 325,**

**Assembly Bill 333,**

**Assembly Bill 349,**

**Assembly Bill 378,**

**Assembly Bill 391,**

**Assembly Bill 392,**

**Assembly Bill 393,**

**Assembly Bill 397,**

**Assembly Bill 480,**

**Assembly Bill 489,**

**Assembly Bill 508, and**

Concurred in

**Senate Joint Resolution 52,**

**Senate Bill 62, and**

**Substitute amendment No. 1, S., to Assembly Bill 112.**

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Passed and asks concurrence in

Assembly Bill 235,

Assembly Bill 293,

Assembly Bill 310, and

Concurred in

The senate action, upon motion of Assemblyman Vanderperren, pursuant to Joint Rule 26, directing the Legislative Reference Bureau to prepare a suitable joint certificate of Congratulations to the Mayor and the Common Council of the City of Green Bay, Wisconsin on the occasion of the city of Green Bay being named one of eleven All American Cities by the National League for "citizen participation in city government" and the fact that City of Green Bay is the first Wisconsin City to be so honored, and

Has adopted and asks concurrence in

The action by which the assembly, upon motion of Assemblyman Nikolay, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint Certificate of congratulations to Mrs. Phyllis Conrad and the Longwood Center 4-H Club upon the occasion of winning the Milwaukee Journal Farm Safety Trophy for the Club's 1964 activities, extend to them our sincerest congratulations on their well-earned victory and express their hopes that they will continue with their projects in the field of safety and their other numerous 4-H Club activities;

The action by which the assembly, upon motion of Assemblyman Nikolay, pursuant to Joint Rule 26, has directed the Legislative Reference Bureau to prepare a suitable joint certificate of Congratulations to Miss Barbara F. Lange, Greenwood, Wisconsin upon the occasion of placing first in the 1965 Essay Contest sponsored by the Governor's Commission on Employment of the Handicapped and on her well-earned victory and express their hopes that she will fare well in her future literary endeavors.

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### ASSEMBLY MESSAGE CONSIDERED

The foregoing assembly action under Joint Rule 26 pursuant to motion by Assemblyman Nikolay was concurred in, upon motion of Senator Knowles on behalf of Senator Krueger.



## JOURNAL OF THE SENATE [April 13, 1965]

The assembly's action under Joint Rule 26 pursuant to motion by Assemblyman Nikolay was concurred in, upon motion of Senator Knowles on behalf of Senator Krueger.

The senate's action was ordered immediately messaged to the assembly.

Read first time and referred:

**Assembly Joint Resolution 70**

To committee on Education.

**Assembly Bill 165**

To committee on Conservation.

Read first time and referred:

**Assembly Bill 234 and**

**Assembly Bill 256**

Were referred to the committee on Governmental and Veterans' Affairs.

**Assembly Bill 287**

To committee on Labor, Taxation, Insurance and Banking.

Read first time and referred:

**Assembly Bill 319,**

**Assembly Bill 321,**

**Assembly Bill 325 and**

**Assembly Bill 333**

Were referred to the committee on Conservation.

**Assembly Bill 349**

To committee on Education.

**Assembly Bill 378**

To committee on Conservation.

Read first time and referred:

**Assembly Bill 391,**

**Assembly Bill 392 and**

**Assembly Bill 393**

Were referred to committee on Education.

**Assembly Bill 397**

The bill was referred to committee on Agriculture, upon motion of Senator Hollander, with unanimous consent.

## JOURNAL OF THE SENATE [April 13, 1965]

Read first time and referred:

Assembly Bill 235,  
Assembly Bill 480,  
Assembly Bill 489 and  
Assembly Bill 508

Were referred to the committee on Governmental and Veterans' Affairs.

Read first time and referred:

Assembly Bill 293 and  
Assembly Bill 310

Were referred to the committee on Judiciary.

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Upon motion of Senator Hollander, with unanimous consent, the senate advanced to the 11th order of business.

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### MOTIONS

Senate Bill 221

Upon motion of Senator Hollander, with unanimous consent, the bill was taken from the calendar of April 14 and laid over until April 21.

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Upon motion of Senator Knowles, with unanimous consent, the senate recessed until 11:30 o'clock this morning.

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### RECESS

11:30 o'clock A.M.

The senate was called to order by the president.

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Upon motion of Senator Knowles, with unanimous consent, the senate proceeded to the consideration of the 9th order of business on calendar of Thursday, April 8.

EXECUTIVE COMMUNICATIONS

The appointment of Arthur R. MacArthur, of Janesville, a member of the State Conservation Commission, to succeed Paul J. Olson, for the term ending July 27, 1971 and

Daniel K. Tyler, of Phillips, a member of the State Conservation Commission, to succeed John R. Lynch, for the term ending July 27, 1971.

Were laid over until April 20 upon motion of Senator Knowles with unanimous consent.

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Senator Krueger was granted a leave of absence for the remainder of today's and tomorrow's session, upon motion of Senator Knowles, with unanimous consent.

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Upon motion of Senator Knowles, with unanimous consent, the senate proceeded to consideration of the 13th order of business on the calendar of

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THURSDAY, APRIL 8TH

SECOND READING OF SENATE BILLS

**Senate Bill 73**

Relating to the duties of filing officers under the uniform commercial code.

Read a second time.

Amendment No. 1, S. was adopted.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Was read a third time and passed.

**Senate Bill 180**

Relating to clarification of certain procedures in eminent domain actions.

Read a second time.

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Was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

### Senate Bill 180

Was read a third time and passed.

### Senate Bill 194

Relating to sheriff's fees for service of a subpoena.

Read a second time.

Was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

### Senate Bill 194

Was read a third time and passed.

### Senate Bill 195

Relating to bail of persons charged with first degree murder.

Read a second time.

Was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

### Senate Bill 195

Was read a third time and passed.

### Senate Bill 196

Relating to private detectives.

Read a second time.

The bill was laid over until Tuesday, April 20th upon motion of Senator Knowles, with unanimous consent.

### Senate Bill 230

Relating to exemption from civil liability for furnishing safety engineering or inspection services.

Read a second time.

The bill was re-referred to the committee on Judiciary upon motion of Senator Knowles with unanimous consent.

### Senate Bill 231

Relating to the fee upon appeal to board of review.

Read a second time.

Was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

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### Senate Bill 231

Was read a third time and passed.

### Senate Bill 247

Relating to the salary for county court reporters.

Read a second time.

The bill was referred to the joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.

### Senate Bill 254

Abolishing actions for alienation of affection.

Read a second time.

The bill was indefinitely postponed.

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## SECOND READING AND AMENDMENT OF ASSEMBLY BILLS AND RESOLUTIONS

### Assembly Joint Resolution 6

Relating to the reorganization of administrative agencies.

Read a second time.

The joint resolution was placed at the foot of the calendar of April 8 upon motion of Senator Knowles, with unanimous consent.

### Assembly Bill 10

Relating to the time for filing certain affidavits in divorce actions commenced by service by publication.

Read a second time.

The bill was ordered to a third reading.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

### Assembly Bill 10

Was read a third time and concurred in.

### Assembly Bill 99

Read a second time.

Substitute amendment No. 1, S. was adopted.

The bill was ordered to a third reading.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

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**Assembly Bill 99**

Relating to emergency telephone calls.

Was read a third time and concurred in as amended.

**Assembly Bill 144**

Relating to fees charged by notaries public.

Read a second time.

The bill was ordered to a third reading.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 144**

Was read a third time and concurred in.

**Assembly Bill 155**

Relating to examination of guardian's account.

Read a second time.

The bill was ordered to a third reading.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 155**

Was read a third time and concurred in.

**Assembly Bill 167**

Relating to maintenance assessments of certain corporations against the property under their jurisdiction.

Read a second time.

The bill was re-referred to the joint Survey committee on Tax Exemptions.

**Assembly Joint Resolution 6**

The joint resolution, which had been placed at foot of last Thursday's calendar, was laid over until Wednesday, April 14.

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TODAY'S CALENDAR  
EXECUTIVE COMMUNICATIONS

The question was: Shall the appointment by the Governor of Carl A. Schmitt, of Milwaukee, a member of the State of Wisconsin Investment Board, to succeed himself, for the term ending March 1, 1968 be confirmed?

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The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 2; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopher-son, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendziorski, Keppler, Knowles, LaFave, Leverich, Lorge, Lourigan, McParland, Meunier, Miller, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson, Warren and Zaborski—31.

Noes—None.

Absent or not voting—Senators Krueger and Leonard—2.

So the appointment by the Governor was confirmed.

### Senate Bill 143

Relating to deductions from income of persons other than corporations, including teachers while taking refresher courses of study to maintain their positions as teachers.

Read a second time.

The bill was referred to the joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.

### Senate Bill 152

Making the optional standard income tax deduction available to a deceased married taxpayer and his surviving spouse in the year of death.

Read a second time.

The bill was referred to the joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.

### Senate Bill 209

Relating to fees for nonresident fishing licenses and sportsmen's licenses.

Read a second time.

The bill was referred to the joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.

### Senate Bill 326

Relating to holding part of fire premiums as a deposit in trust.

Read a second time.

Was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

### Senate Bill 326

Was read a third time and passed.

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The senate returned to the 7th order of business, upon motion of Senator LaFave, with unanimous consent.

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### COMMITTEE REPORTS

The committee on Highways reports and recommends:

**Senate Bill 35**

Adoption of substitute amendment No. 1, S.; Ayes, 4; Noes, 0 and passage as amended; Ayes, 4; Noes, 0.

**Senate Bill 82**

Adoption of amendment 1, S.; Ayes 4; Noes, 0 and passage as amended; Ayes, 4; Noes, 0.

**Senate Bill 124**

Rejection of amendment 1, S.; Ayes, 4; Noes, 0 and passage; Ayes, 3; Noes, 1.

REUBEN LaFAVE,  
Vice Chairman.

The committee on Judiciary reports and recommends:

**Senate Bill —**

Relating to a department of children's court services in counties having a population of 500,000 or more.

Introduction; Ayes, 5; Noes, 0.

**Senate Bill —**

Relating to the registration and licensing of painting contractors and journeymen and apprentice painters, and the regulation of the practice of the painting business and trade, granting rule-making authority and providing penalties.

Introduction; Ayes. 5; Noes, 0.

**Senate Bill 71**

Indefinite postponement; Ayes, 5; Noes, 0.

**Senate Bill 94**

Adoption of amendment 1, S.; Ayes, 5; Noes, 0; adoption of amendment 1, S. to substitute amendment 1, S.; Ayes, 5; Noes, 0; adoption of substitute amendment 1, S. as amended; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.



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### **Senate Bill 237**

Adoption of amendment 1, S.; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

### **Senate Bill 240**

Adoption of amendment 1, S.; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

### **Senate Bill 241**

Passage; Ayes, 5; Noes, 0.

### **Assembly Joint Resolution 30**

Concurrence; Ayes, 5; Noes, 0.

### **Assembly Bill 37**

Concurrence; Ayes, 5; Noes, 0.

### **Assembly Bill 43**

Concurrence; Ayes, 5; Noes, 0.

### **Assembly Bill 236**

Concurrence; Ayes, 5; Noes, 0.

ALLEN J. BUSBY,  
Chairman.

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## BILLS INTRODUCED

### **Senate Bill 399**

Relating to a department of children's court services in counties having a population of 500,000 or more.

By committee on Judiciary, by request of Milwaukee County.

Read first time.

To committee on Judiciary.

### **Senate Bill 400**

Relating to the registration and licensing of painting contractors and journeymen and apprentice painters, and the regulation of the practice of the painting business and trade, granting rule-making authority and providing penalties.

By committee on Judiciary, by request of State Conference of Journeymen Painters, AFL-CIO, and Wisconsin Council of Painters, Decorators and Contractors of America.

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Read first time.

To committee on Labor, Taxation, Insurance and Banking.

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Upon motion of Senator Busby, with unanimous consent, the senate returned to the 3rd order of business.

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### INTRODUCTION OF AMENDMENTS

Amendment No. 7, S. to Senate Bill 58 was offered by Senator Busby.

Substitute amendment No. 1, S. to Senate Bill 153 was offered by Senator Bice.

Amendment No. 2, S. to Senate Bill 230 was offered by Senator Smith.

Amendment No. 1, S. to Senate Bill 313 was offered by Senator Busby.

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### GUESTS INTRODUCED

Senator Zaborski announced to the senate that it was honored by the presence of Master Michael William Christopherson from Superior, Wisconsin and that he is the son of Senator and Marilyn Christopherson.

Senator Benson introduced 55 fifth and sixth grade pupils of Crestville School, Mr. R. L. Schueffner, their principal, Mr. David Smith and Mr. David Hasenbach, teachers, and Mrs. Harper and Mrs. Onigkeit, all from Racine, Wisconsin.

Senator Smith introduced John Beck, Bill Walraven, Carl Johnson, Roger Rezek and their teacher, Mr. A. Greason, from Weston, Wisconsin.

Senator Hansen introduced Girl Scout Cadette Troop 12 of the Waupun Council in charge of Mrs. L. Vandervelde from Green Lake, Wisconsin.

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Upon motion of Senator Knowles, the senate adjourned until 9:00 o'clock Wednesday morning, April 14, 1965.

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### CHIEF CLERK'S REPORT

The chief clerk records:

**Senate Bill 23,**

**Senate Bill 34,**

**Senate Bill 113 and**

**Senate Bill 116**

Were correctly enrolled and presented to the Governor on Monday, April 12, 1965, at 9:25 o'clock A.M.

And

**Senate Bill 1**

Correctly enrolled and presented to the Governor on Monday, April 12, 1965, at 12:45 o'clock P.M.

And

**Senate Bill 5**

Correctly enrolled and presented to the Governor on Tuesday, April 13, 1965, at 3:15 o'clock P.M.

And

**Senate Joint Resolution 42**

Correctly enrolled on Tuesday, April 13, 1965.